



18 AUG 2005

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In re Application of	:	
BRINKMANN et al.	:	
Application No.: 10/524,159	:	DECISION ON
PCT No.: PCT/EP03/08635	:	
Int. Filing Date: 08 August 2003	:	PETITION UNDER
Priority Date: 08 August 2002	:	
Attorney Docket No.: GUL019-225415	:	37 CFR 1.137(b)
For: METHOD AND ARRANGEMENT FOR	:	
RANDOMLY STORING DATA	:	

This decision is in response to applicant's petition under 37 CFR 1.137(b) filed in the United States Patent and Trademark Office (USPTO) on 09 August 2005.

#### **BACKGROUND**

On 05 August 2003, applicants filed international application PCT/EP03/08635 which claimed a priority date of 08 August 2002. A copy of the international application was communicated to the United States Patent and Trademark Office from the International Bureau on 11 March 2004. The thirty-month period for paying the basic national fee in the United States expired at midnight on 08 February 2005.

On 08 February 2005, applicants filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, an English language translation of the international application.

On 01 August 2005, the United States Designated/Elected Office (DO/EO/US) mailed a NOTIFICATION OF ABANDONMENT (Form PCT/DO/EO/US 909) indicating that applicants had failed to provide the full U.S. Basic National Fee by thirty months from the earliest priority date and that the application was abandoned as to the United States of America.

On 09 August 2005, applicants filed the instant petition under 37 CFR 1.137(b).

#### **DISCUSSION**

A petition to revive the present application under 37 CFR 1.137(b) must include:

- (1) The required reply;
- (2) The petition fee;
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition was unintentional.

As to item (1), applicant submitted the basic national fee on 09 August 2005.

As to item (2), applicant submitted the petition fee on 09 August 2005.

As to item (3), the required statement has been provided.


A review of the application file reveals that, with the filing of the present petition and accompanying papers, a proper response has been submitted and all of the requirements of 37 CFR 1.137(b) for revival have been satisfied and revival is therefore appropriate.

#### CONCLUSION

The petition under 37 CFR 1.137(b) is GRANTED for the reasons set forth above.

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application.



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